



Request for City Council Committee Action from the Department of Public Works

Date: April 30, 2013

To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee

Subject: **Tyler St. NE Street Improvement Project: Designation, Cost Estimate,
and Set Public Hearing**

Recommendation:

1A. Passage of a resolution designating the location and improvements proposed to be made in the Tyler St NE Project No 5256 Street Resurfacing project.

1B. Adoption of a Committee Report receiving the cost estimate of \$122,240 for the Tyler St NE Street Improvement Project, the list of benefited properties, directing the City Engineer to prepare proposed Street Resurfacing Special Improvement Assessments against the list of benefited properties by applying the 2013 Uniform Assessment Rates and directing the City Clerk to give notice of Project Approval and Assessment Public Hearings to be held on June 4, 2013 before the Transportation and Public Works Committee.

2. Accept petition and appeal waiver from the assessed property owner.

Previous Directives:

- November 16, 2012 - Council resolution 2012R-605, establishing the 2013 Uniform Assessment Rates

Department Information

Prepared by: Suzette Hjermstad, RE Investigator II, 673-2401

Approved by: _____

Steven A. Kotke, P.E., Director of Public Works

Presenters in Committee: Michael D. Kennedy, P.E, Director, Transportation, Maintenance & Repair

Financial Impact *(delete all lines not applicable to your request)*

- Action is within the Business Plan

- Other financial impact: Special assessments against benefited properties

Community Impact

- Neighborhood Notification: Meetings held with property owners proposed to be assessed
- City Goals: Maintain the physical infrastructure to ensure a healthy, vital and safe city

Supporting Information

This project is by special request of a particular property owner; the Tyler Street NE Improvement Project ("Project") is not otherwise a part of the 2013 street resurfacing program or the Capital Improvement Plan. East 7th Street POS, LLC has petitioned that this street be improved and is willing to pay the entire assessable portion of costs in an amount not to exceed \$100,099.08. The City would pay the remaining portion of costs in an estimated amount of \$22,140.92. East 7th Street POS, LLC has further agreed to waive its assessment appeal rights as memorialized in its Petition and Appeal Wavier. The assessment amount constitutes an estimated benefit to the property owner. The location of the street resurfacing project is Tyler St NE from 13th Av NE to 14th Av NE. This street is a local City street that is currently unpaved.

The purpose of this letter is to accept the Petition and Appeal Waiver submitted by East 7th Street POS, LLC, to designate the location, streets and improvements, and to establish the special assessment improvement proceedings for the Project. Acceptance of the Petition and Appeal Waiver will invoke formal consideration of the Project, but shall not otherwise operate to bind the City with respect to approval of the same.

As provided in Chapter 10, Section 8 of the City Charter, submitted herewith is a listing of the parcel with the owner's name, as nearly as can be readily ascertained, which would be benefited by and assessed for the Tyler St NE Street Resurfacing Project.

Also submitted is a cost estimate of \$122,240 for the Tyler St NE Street Resurfacing Project.

Attachment 1 – Map

Attachment 2 - Petition

Cc: Jack Qvale, Secretary, Board of Estimate and Taxation